

SENTENCE DATA SHEET

DEFENDANT: Victor Javiel Gonzalez

CRIMINAL NO.: H-4:17-cr-00651-3

**DEFENDANT'S
IMMIGRATION
STATUS:** United States Citizen.

GUILTY PLEA: Count Thirty: Illegal dealing in firearms, Title 18, U.S.C. §§ 922(a)(1)(A), 923(a) and 924(a)(1)(D)
Count Thirty-one: Convicted felony in possession of a firearm, Title 18, U.S.C. § 922(g)(1).

**SUBSTANCE
OF PLEA
AGREEMENT:** Not applicable.

COUNT 30: Illegal dealing in firearms, Title 18, U.S.C. §§ 922(a)(1)(A), 923(a) and 924(a)(1)(D)

ELEMENTS: Illegal dealing in firearms
1. That the defendant was a person engaged in the business of selling firearms at wholesale or retail on October 6 and 7, 2016.
2. That the defendant engaged in such business without a license issued under federal law.
3. That the defendant did so willfully, that is, that the defendant was dealing in firearms with knowledge that his conduct was unlawful.

PENALTY: Imprisonment not to exceed five years and a fine not to exceed \$250,000.

COUNT 31: Convicted felon in possession of a firearm, Title 18, U.S.C. § 922(g)(1).

ELEMENTS: Convicted felon in possession of a firearm
1. The defendant must knowingly possess the firearm or ammunition.
2. At the time, the defendant had previously knowingly been convicted of a felony, to wit, an offense punishable by a term of imprisonment of at least one year.
3. The firearm or ammunition must have traveled in or affected interstate or foreign commerce.

PENALTY: Imprisonment not to exceed ten years and a fine not to exceed \$250,000.

**ALTERNATIVE
FINE BASED ON
GAIN OR LOSS:**

Not applicable.

**SENTENCING
GUIDELINES:**

Advisory.

**SUPERVISED
RELEASE:**

Applicable up to a maximum of three years (18 U.S.C. § 3583).

**SPECIAL
ASSESSMENT:**

\$100 per count of conviction (18 U.S.C. § 3013).

ATTACHMENT:

Proffer